

## **RESOLUTION 2004-62**

### **A RESOLUTION ADOPTING 68 IAC 15-3-3, 68 IAC 15-5-2, 68 IAC 15-6-2, 68 IAC 15-6-3, 68 IAC 15-6-5 AS FINAL RULES**

The Indiana Gaming Commission ("Commission") adopts the following resolution pursuant to the authority granted to it under IC 4-33 and pursuant to 68 IAC 1-2-6.

The Commission has considered the following factors:

1. The Commission has begun promulgation of these rules pursuant to IC 4-22. These rules were published as proposed rules in the October 1, 2004 edition of the *Indiana Register*, Volume 28, Number 1, starting on page 237.
2. The Commission held a public hearing on these rules on October 28, 2004 in compliance with IC 4-22. There were no oral comments made at the hearing and no written comments have been received.
3. The promulgation process for the final promulgation of the rule document will take several months.

**NOW, THEREFORE, BE IT RESOLVED BY THE INDIANA GAMING COMMISSION, THAT THE FOLLOWING RESOLUTION IS ADOPTED.**

#### **SECTION 1. SCOPE.**

This RESOLUTION applies to each applicant, each licensee, each riverboat license applicant, each operating agent, any person who does business with an applicant or licensee, and any person who is a patron of a Riverboat Gambling Operation.

#### **SECTION 2. DEFINITIONS.**

The definitions set forth in IC 4-33-2 and 68 IAC apply to this resolution.

#### **SECTION 3. ADOPTION OF THE PROPOSED RULES AND AMENDMENTS.**

The Commission adopts the following amendments to rules that have been fully promulgated:

- Article 15 Accounting records and procedures
  - 68 IAC 15-3-3 Cash reserve requirements
  - 68 IAC 15-5-2 Calculation of taxes
  - 68 IAC 15-6-2 Admissions
  - 68 IAC 15-6-3 Ticketing
  - 68 IAC 15-6-5 Computation of tax

Pursuant to IC 4-22-2-27 through IC 4-22-2-30, the Commission adopts these rules, which will be forwarded to the Office of the Attorney General for approval as final rules pursuant to IC 4-22-2-32. Upon approval by the Office of the Attorney General, the rules will be submitted to the Governor's Office for approval pursuant to IC 4-22-2-33. After the rules have been approved or deemed approved by the Governor, the rules will be submitted to the Secretary of State for filing in accordance with IC 4-22-2-35. The Commission further adopts any stylistic, grammatical, typographical, or other nonsubstantive changes that the Commission or the Legislative Services Agency may make to the above rules before they are printed as final rules in the *Indiana Register*.

#### **SECTION 4. EFFECTIVE DATE.**

This RESOLUTION is effective immediately.

#### **SECTION 5. EXPIRATION DATE.**

This RESOLUTION expires thirty (30) days from the date and time that the Secretary of State accepts the rules listed in Section 3 for filing as final rules.

**ADOPTED, THIS THE 3<sup>rd</sup> DAY OF DECEMBER, 2004:**

**THE INDIANA GAMING COMMISSION:**

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**Donald R. Vowels, Chair**

**ATTEST:**

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**Thomas Milcarek, Secretary**